

(S)

**TSCA INSPECTION REPORT**  
**Eastern Electric Apparatus Repair Company, Inc.**  
**Seattle, Washington**  
**February 1, 1990**

**MAILING ADDRESS:**

Mr. James (Jim) Pepper  
Plant Manager  
Eastern Electric Apparatus Repair Company, Inc.  
10831 Eastern Marginal Way South  
Seattle, Washington 98168

**SITE ADDRESSES:**

Same

**INVESTIGATOR**

Peter Maule, Washington Dept. of Ecology, NWRO (Ecology)

**PREVIOUS TSCA ENFORCEMENT ACTIVITY/BACKGROUND**

This facility was targeted by EPA-X as a "broker inspection". EPA-X reports that this facility has not received a prior TSCA inspection.

**COMMENCEMENT/INTRODUCTION**

I drove around the facility starting at 1000 hrs. Then I entered the facility at about 1030 hrs, February 1, 1990. I showed my credentials to Mr. James (Jim) Pepper, Plant Manager. We attended to the usual inspection forms in a routine manner. I also showed my credentials to Mr. Larry N. Robinson, PCB Specialist.

**FACILITY'S EXPLANATION**

Mr. Pepper and Mr. Robinson gave me the following explanation. More than being a "broker" the facility is a transformer repair service. It is the only local such services in the region, although there are national firms that are their competition. Eastern Electric is itself a national firm with 41 local operations; but of those, this facility is the only one that handles PCBs in any quantity. This facility does most of its transformer retrofilling on contractors' sites. It usually avoids transporting filled transformers. It has a specially designed truck for such transport.

They do not bulk store PCBs or PCB contaminated fluids for re-use. They do not contract for such practice. They bulk store >50 ppm PCBs for disposal. They also bulk store <2 ppm PCB dielectric fluid for retrofilling of transformers.

USEPA SF



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FACILITY'S EXPLANATION (continued)

They keep meticulous records of their bulk storage and shipments, to the tenth of a gallon and to the hundredth of a kilogram. They make an annual summary of these transactions. They contract out to send PCB fluids for incineration and for decontamination.

RECORD REVIEW

The records were very organized and easily retrieved. I reviewed the single-sheet annual summaries and the running log of bulk shipments. I also noted their Hazardous Waste Management Plan, which included a facility map. They claimed that this plan was sent to the local fire department, hospital, and others for planning of possible emergency response needs. I also reviewed their promotional material. It all seemed in order. They eagerly provided copies of all the above (see attachments).

INSPECTION TOUR

Mr. Robinson took me to the SFD area. It is a seamless concrete structure, reportedly underlaid by a continuous rubber membrane that extends up into its enclosing concrete walls. The SFD includes two contiguous but separate areas. One area is a staging area, measuring perhaps 20' x 40' with a metal pipe fence on top of two feet (approximately) high concrete walls. The other area encloses a cluster of four bulk storage tanks. The tanks are perhaps thirty feet tall and eight feet in diameter, and are surrounded by a five foot (approximately) concrete wall.

Containerized fluids and/or transformers are lifted from trucks into the staging area by overhead cranes. Dedicated pumps and hoses are used to transfer dielectric fluids to the bulk tanks.

The SFD area and its entry were labelled with ML labels and several barrels were also ML labelled. One barrel was for discarded PCB contaminated safety clothes, gloves and other dry goods. This barrel's ML label was dated February 1, 1990, (see photos). Mr. Robinson explained that he changes the barrel monthly, and that earlier, just before I arrived, he had sealed January's barrel. He pointed out the sealed January barrel. The SFD area contained other barrels and non-PCB contaminated equipment. Mr. Robinson explained that liquid silicone is being used to replace PCBs. The SFD area was surprisingly clean and orderly (see photos).

INSPECTION TOUR (continued)

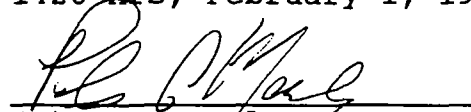
We then went outside to look at and photograph the service truck. The entire bed of this truck was a large seamless steel pan, about two feet deep. In the bed were dedicated hoses, pumps and storage tanks for PCB and non-PCB fluids (see photos).

CLOSING REMARKS

I told Mr. Pepper and Mr. Robinson that I would mention in this report how orderly their operation and records seemed to be. I also said I would mention how eagerly cooperative and informative they were. I thanked them for their assistance and explained EPA-X's usual inspection follow up. I left the facility at about 1230 hrs.

WRITTEN

1420 hrs, February 1, 1990, Seattle, Washington.



Peter A. Manle  
Regional TSCA Inspector

ATTACHMENTS

Notice of Inspection  
Inspection Confidentiality Notice  
Receipt for Samples and Documents  
13 Photos  
Copy of Hazardous Waste Management Plan Title Page  
Copy of Annual Report  
Copy of Bulk Log page  
Copy of promotional material

PM:sw



U.S. ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

TOXIC SUBSTANCES CONTROL ACT

Form Approved  
OMB No. 2070-0007  
Expires 3-31-88

NOTICE OF INSPECTION

1. INVESTIGATION IDENTIFICATION			2. TIME	3. FIRM NAME
DATE 2/1/90	INSPECTOR NO. WA-003	DAILY SEQ. NO. CG	10:55	Easton Electric Appliance Repair Co. Inc.
4. INSPECTOR ADDRESS Department of Ecology (NWRO) 4350 - 150th Avenue N.E. Redmond, WA 98052				5. FIRM ADDRESS 10531 E. Harrison Way 340th WA 98168

REASON FOR INSPECTION

Under the authority of Section 11 of the Toxic Substances Control Act:

☒ For the purpose of inspecting (including taking samples, photographs, statements, and other inspection activities) an establishment, facility, or other premises in which chemical substances or mixtures or articles containing same are manufactured, processed or stored, or held before or after their distribution in commerce (including records, files, papers, processes, controls, and facilities) and any conveyance being used to transport chemical substances, mixtures, or articles containing same in connection with their distribution in commerce (including records, files, papers, processes, controls, and facilities) bearing on whether the requirements of the Act applicable to the chemical substances, mixtures, or articles within or associated with such premises or conveyance have been complied with.

☐ In addition, this inspection extends to (Check appropriate blocks):

☐ A. Financial data

☐ D. Personnel data

☐ B. Sales data

☐ E. Research data

☐ C. Pricing data

The nature and extent of inspection of such data specified in A through E above is as follows:

INSPECTOR SIGNATURE 		RECIPIENT SIGNATURE 	
NAME Peter A. Maule		NAME James H. Reppas	
TITLE TSCA Inspector	DATE SIGNED 2/1/90	TITLE Service Center Manager	DATE SIGNED 2/1/90



US ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

TOXIC SUBSTANCES CONTROL ACT

TSCA INSPECTION CONFIDENTIALITY NOTICE

Form Approved  
OMB No. 2070-0007  
Expires 3-31-88

1. INVESTIGATION IDENTIFICATION			2. FIRM NAME
DATE 3/1/90	INSPECTOR NO. WA-003	DAILY SEQ. NO. (1)	Eastern Electric Apparatus Repair Co. Inc.
3. INSPECTOR NAME  Peter A. Maule			4. FIRM ADDRESS 10831 E. Marginal Way S. Burien WA 98148
5. INSPECTOR ADDRESS WA State Department of Ecology (NWRO) 4350 - 150th Avenue N.E. Redmond, WA 98052-5301			6. CHIEF EXECUTIVE OFFICER NAME Mr. James N. Pepper
			7. TITLE Plant Manager

TO ASSERT A CONFIDENTIAL BUSINESS INFORMATION CLAIM

It is possible that EPA will receive public requests for release of the information obtained during inspection of the facility above. Such requests will be handled by EPA in accordance with provisions of the Freedom of Information Act (FOIA), 5 USC 552; EPA regulations issued thereunder, 40 CFR Part 2; and the Toxic Substances Control Act (TSCA), Section 14. EPA is required to make inspection data available in response to FOIA requests unless the Administrator of the Agency determines that the data contain information entitled to confidential treatment or may be withheld from release under other exceptions of FOIA.

Any or all the information collected by EPA during the inspection may be claimed confidential if it relates to trade secrets or commercial or financial matters that you consider to be confidential business information. If you assert a CBI claim, EPA will disclose the information only to the extent, and by means of the procedures set forth in the regulations (cited above) governing EPA's treatment of confidential business information. Among other things, the regulations require that EPA notify you in advance of publicly disclosing any information you have claimed as confidential business information.

A confidential business information (CBI) claim may be asserted at any time. You may assert a CBI claim prior to, during, or after the information is collected. The declaration form was developed by the Agency to assist you in asserting a CBI claim. If it is more convenient for you to assert a CBI claim on your own stationery or by marking the individual documents or samples "TSCA confidential business information," it is not necessary for you to use this form. The inspector will be glad to answer any questions you may have regarding the Agency's CBI procedures.

While you may claim any collected information or sample as confidential business information, such claims are unlikely to be upheld if they are challenged unless the information meets the following criteria:

1. Your company has taken measures to protect the confidentiality of the information, and it intends to continue to take such measures.

2. The information is not, and has not been, reasonably obtainable without your company's consent by other persons (other than governmental bodies) by use of legitimate means (other than discovery based on showing of special need in a judicial or quasi-judicial proceeding).
3. The information is not publicly available elsewhere.
4. Disclosure of the information would cause substantial harm to your company's competitive position.

At the completion of the inspection, you will be given a receipt for all documents, samples, and other materials collected. At that time, you may make claims that some or all of the information is confidential business information.

If you are not authorized by your company to assert a CBI claim, this notice will be sent by certified mail, along with the receipt for documents, samples, and other materials to the Chief Executive Officer of your firm within 2 days of this date. The Chief Executive Officer must return a statement specifying any information which should receive confidential treatment.

The statement from the Chief Executive Officer should be addressed to:

and mailed by registered, return-receipt requested mail within 7 calendar days of receipt of this Notice. Claims may be made any time after the inspection, but inspection data will not be entered into the special security system for TSCA confidential business information until an official confidentiality claim is made. The data will be handled under the agency's routine security system unless and until a claim is made.

TO BE COMPLETED BY FACILITY OFFICIAL RECEIVING THIS NOTICE:

I have received and read the notice

SIGNATURE

NAME

TITLE

DATE SIGNED

If there is no one on the premises of the facility who is authorized to make business confidentiality claims for the firm, a copy of this Notice and other inspection materials will be sent to the company's chief executive officer. If there is another company official who should also receive this information, please designate below.

NAME

TITLE

ADDRESS

*James N. Pepper*  
*JAMES N. PEPPER*  
*MANAGER*



U.S. ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, DC 20460

TOXIC SUBSTANCES CONTROL ACT

RECEIPT FOR SAMPLES AND DOCUMENTS

Form Approved  
OMB No. 2070-0007  
Approval expires 8-31-85

1. INVESTIGATION IDENTIFICATION			2. FIRM NAME
DATE 2/1/90	INSPECTOR NO. WA-003	DAILY SEQ. NO. 13	Roche Electric Apparatus Repair Co., Inc.
3. INSPECTOR ADDRESS Department of Ecology (NWR0) 4350 - 150th Avenue N.E. Redmond, WA 98052-5301			4. FIRM ADDRESS 10031 E. Marginal Way S. Burien, WA 98148

The documents and samples of chemical substances and/or mixtures described below were collected in connection with the administration and enforcement of the Toxic Substances Control Act.

RECEIPT OF THE DOCUMENT(S) AND/OR SAMPLE(S) DESCRIBED IS HEREBY ACKNOWLEDGED:

NO.	DESCRIPTION
1 copy	Total page of Hazardous Waste Management Plan
1 copy	Facility Map from Hazardous Waste Management Plan
1 copy	1989 PCB Summary #1 for L (proprietary)
1 copy	"Batel bag" of liquids (PCBs)

OPTIONAL:

DUPLICATE OR SPLIT SAMPLES: REQUESTED AND PROVIDED ☐ NOT REQUESTED ☒

INSPECTOR SIGNATURE 		RECIPIENT SIGNATURE 	
NAME Peter A. Maule		NAME JAMES A. PEPPER	
TITLE TSCA Inspector	DATE SIGNED 2/1/90	TITLE MANAGER	DATE SIGNED 2-1-90

# 1 1989 SUMMARY  
TANK (RED TANK)

TOTAL GALLONS OF LIQUID IN  
STORAGE AS OF DEC. 31, 1989:  
2557.1

TOTAL KILOGRAMS OF LIQUID IN  
STORAGE AS OF DEC. 31, 1989:  
8182.72

TOTAL GALLONS OF LIQUID  
SHIPPED FOR DECONTAMINATION IN 1989  
43,054.80

TOTAL KILOGRAMS OF LIQUID  
SHIPPED FOR DECONTAMINATION IN 1989  
137,775.36

## Storage for Disposal

Job. No.	Type of Liquid	Date Added To Storage Container	Amount Added To Storage Container (kilograms)	Storage Container Type and Identification	Total Amount in Storage (kilograms)	Date Placed Into Transport for Disposal
1333	OIL	8-29-89	562.7 GAL 1800.64 KG	#1 RED	SHIPPED 571.5 GAL	9-6-89
1373	OIL	9-12-89	173.8 GAL 556.16 KG	#1 RED		
-	OIL	9-12-89	38.4 GAL 122.88 KG	#1 RED		
1378	OIL	9-13-89	1353.9 GAL 4332.48 KG	#1 RED		
1373	OIL	9-18-89	988.3 GAL 3162.56 KG	#1 RED		
1401	OIL	9-20-89	158.8 GAL 508.16 KG	#1 RED		
1401	OIL	9-25-89	1274.7 GAL 4079.04	#1 RED		
1412	OIL	9-28-89	309.3 GAL 989.76 KG	#1 RED		
1514	OIL	10-18-89	385.7 GAL 914.24 KG	#1 RED		
1514	OIL	10-19-89	307.8 GAL 984.96 KG	#1 RED		
1514	OIL	10-20-89	511.6 GAL 1637.12 KG	#1 RED	SHIPPED	5,418.1
1476	OIL	SHIPPED FROM TXR SITE	5,600.0 GAL 17,920.0 KG		SHIPPED 5,600 GAL	10-17-89
1476	OIL	SHIPPED FROM TXR SITE	3,800.0 GAL 12,160.0 KG		SHIPPED 3,800 GAL	10-24-89
1549	OIL	10-29-89	927.1 GAL 2966.72 KG	#1 RED		
1549	OIL	10-30-89	283.8 GAL 908.16 KG	#1 RED		
1582	OIL	11-5-89	30.0 GAL 96.00 KG	#1 RED		



PHOTO NO.: 1

DATE: 2/01/90

TIME: 1100-1200 hrs

TAKEN BY:

Peter A. Maule

WITNESS:

Robinson

FILM: Kodacolor 400

CAMERA: Canon T-70

LOCATION:

Eastern Electric



DESCRIPTION:

South end view, first of four panorama of SFD area. See photos 1-4. Note Bulk-Storage tanks inside five foot concrete wall.

PHOTO NO.: 2

DATE: 2/01/90

TIME: 1100-1200 hrs

TAKEN BY:

Peter A. Maule

WITNESS:

Robinson

FILM: Kodacolor 400

CAMERA: Canon T-70

LOCATION:

Eastern Electric



DESCRIPTION:

Second of four photo panorama of SFD area. Note in center of photo: connectors and meters for bulk-storage, on wall separating bulk-storage tanks from staging area. Note dedicated hoses.

PHOTO NO.: 3

DATE: 2/01/90

TIME: 1100-1200 hrs

TAKEN BY:

Peter A. Maule

WITNESS:

Robinson

FILM: Kodacolor 400

CAMERA: Canon T-70

LOCATION:

Eastern Electric



DESCRIPTION:

Third of four photo panorama SFD area. Note safety-clothes disposal barrel open, next to entry. Note ML labels on barrel and at entry.

PHOTO NO.: 4

DATE: 2/01/90

TIME: 1100-1200 hrs

TAKEN BY:

Peter A. Maule

WITNESS:

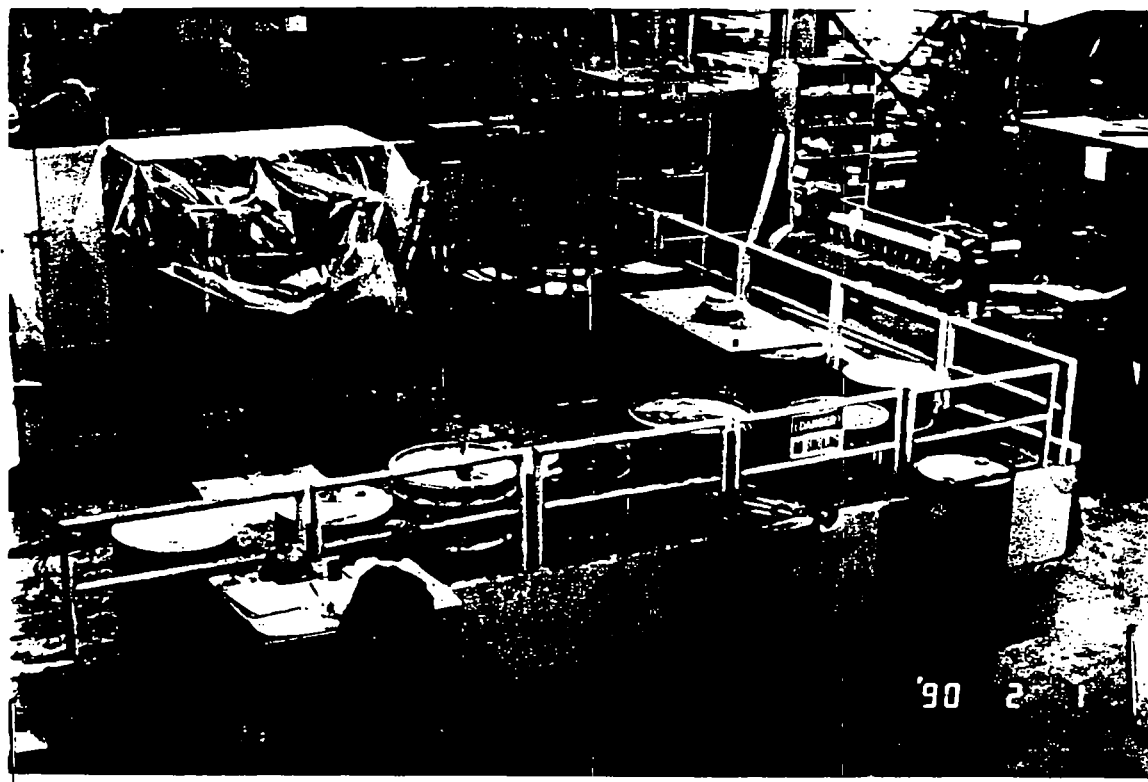
Robinson

FILM: Kodacolor 400

CAMERA: Canon T-70

LOCATION:

Eastern Electric



DESCRIPTION:

North end view, fourth of four panorama of SFD area.

PHOTO NO.: 5

DATE: 2/01/90

TIME: 1100-1200 hrs

TAKEN BY:

Peter A. Maule

WITNESS:

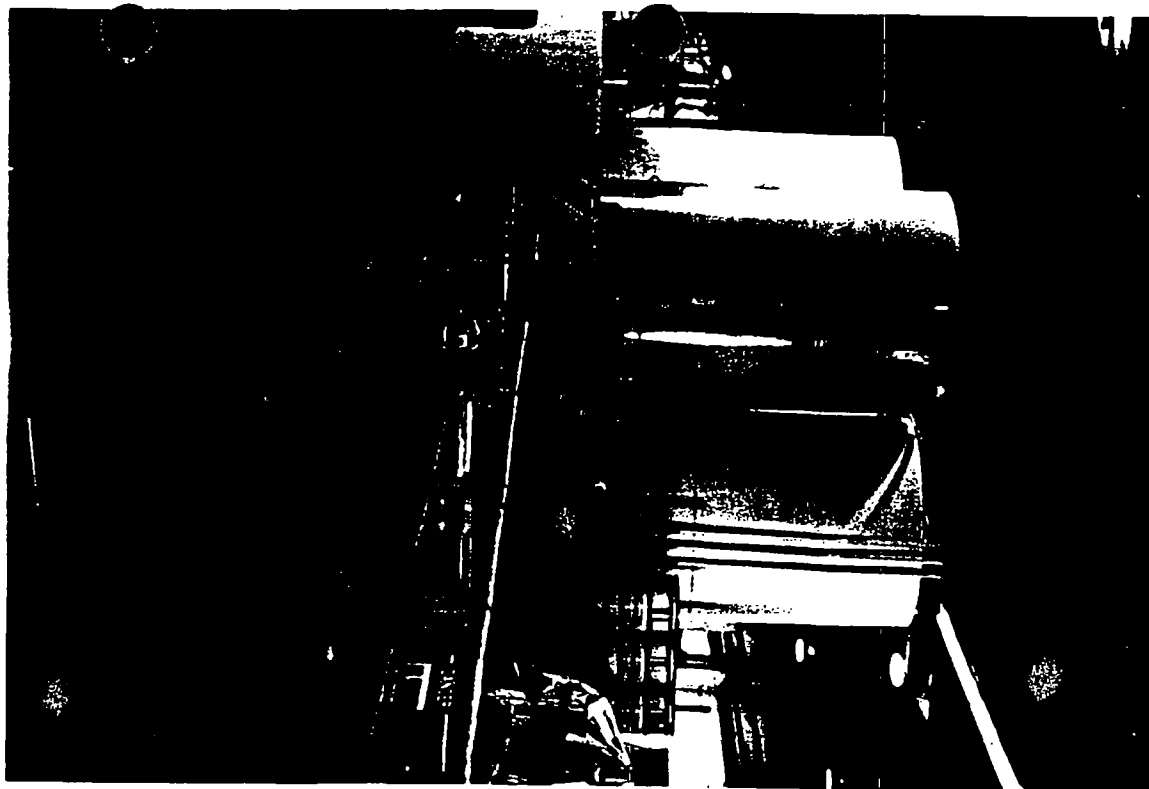
Robinson

FILM: Kodacolor 400

CAMERA: Canon T-70

LOCATION:

Eastern Electric



DESCRIPTION:

Looking along entry side of SFD area, toward bulk-storage tanks.

PHOTO NO.: 6

DATE: 2/01/90

TIME: 1100-1200 hrs

TAKEN BY:

Peter A. Maule

WITNESS:

Robinson

FILM: Kodacolor 400

CAMERA: Canon T-70

LOCATION:

Eastern Electric



DESCRIPTION:

Looking into entry of SFD area. Note core of large transformer resting on visquine in metal drip pan. Dark spots on floor are worn paint.

PHOTO NO.: 7

DATE: 2/01/90

TIME: 1100-1200 hrs

TAKEN BY:

Peter A. Maule

WITNESS:

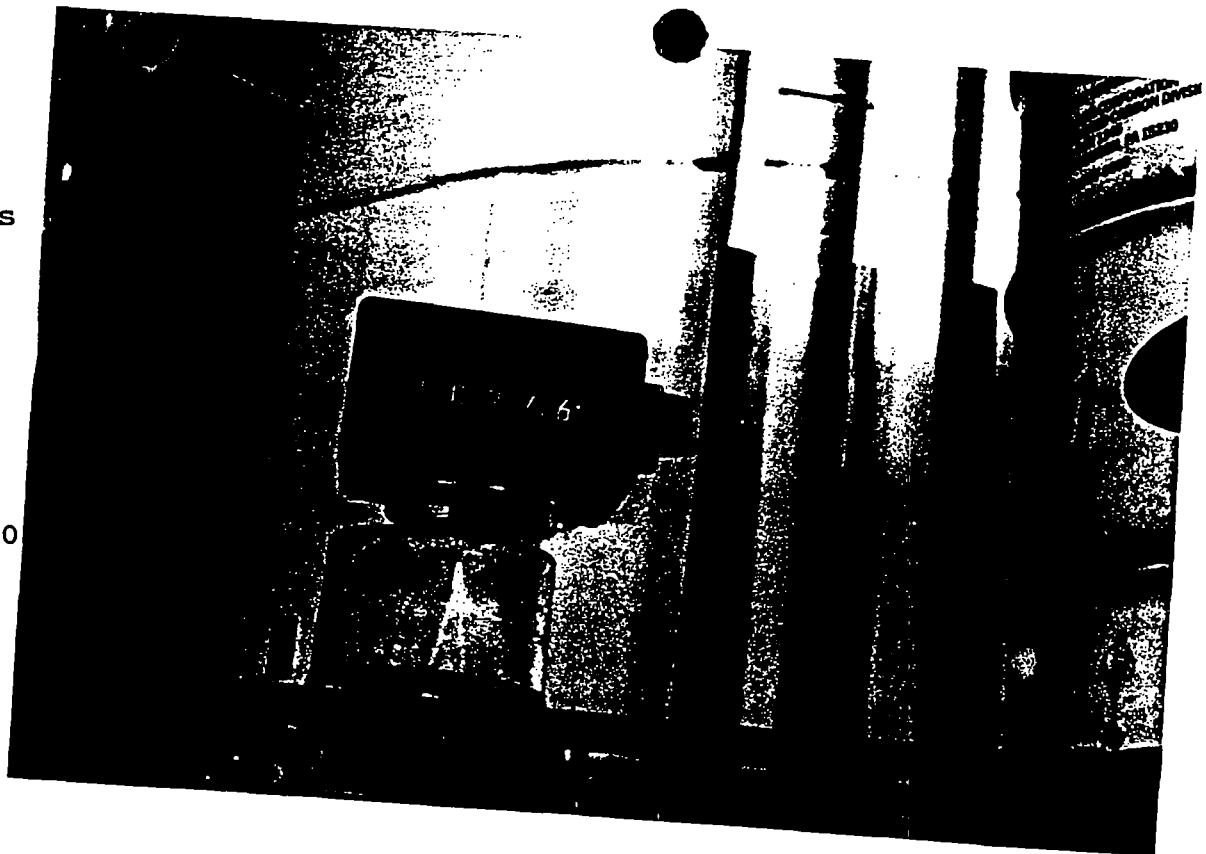
Robinson

FILM: Kodacolor 400

CAMERA: Canon T-70

LOCATION:

Eastern Electric



DESCRIPTION:

Bulk-storage tank loading meter, reads 1027.6 gallons.

PHOTO NO.: 8

DATE: 2/01/90

TIME: 1100-1200 hrs

TAKEN BY:

Peter A. Maule

WITNESS:

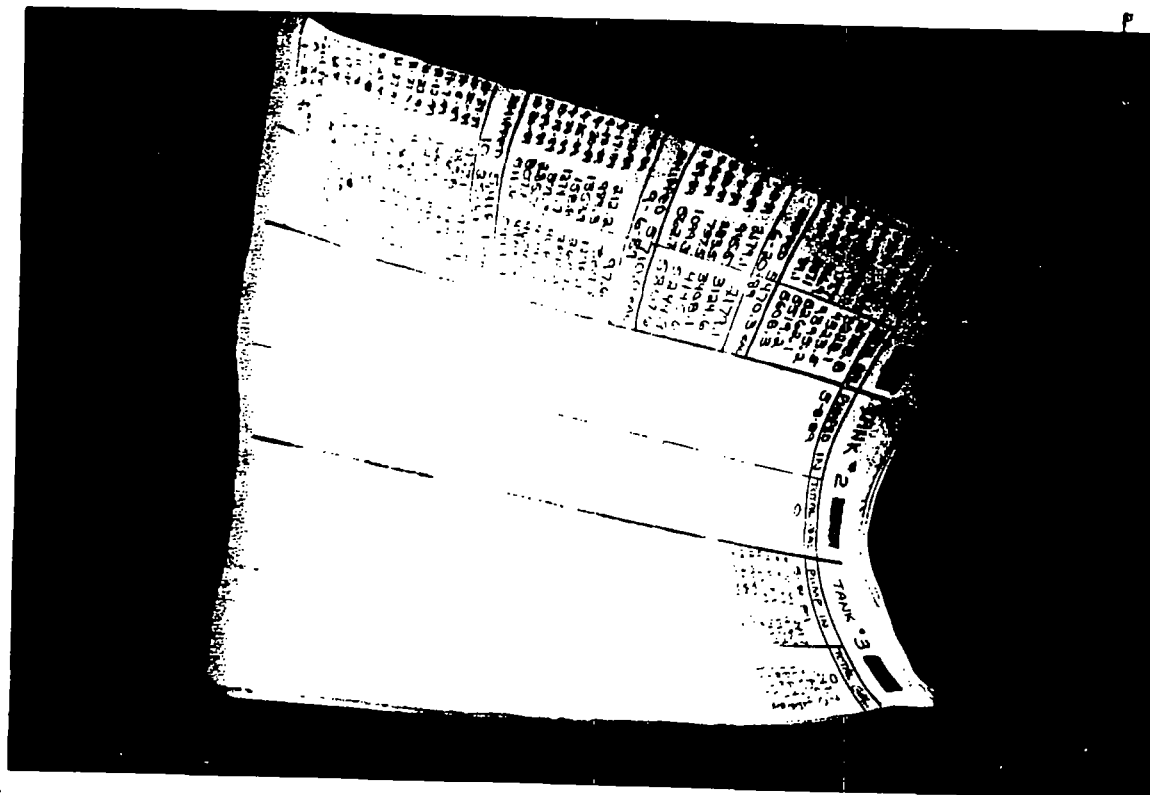
Robinson

FILM: Kodacolor 400

CAMERA: Canon T-70

LOCATION:

Eastern Electric



DESCRIPTION:

Bulk-storage tank log.

PHOTO NO.: 9

DATE: 2/01/90

TIME: 1100-1200 hrs

TAKEN BY:

Peter A. Maule

WITNESS:

Robinson

FILM: Kodacolor 400

CAMERA: Canon T-70

LOCATION:

Eastern Electric

DESCRIPTION:

Looking into safety clothing disposal drum.

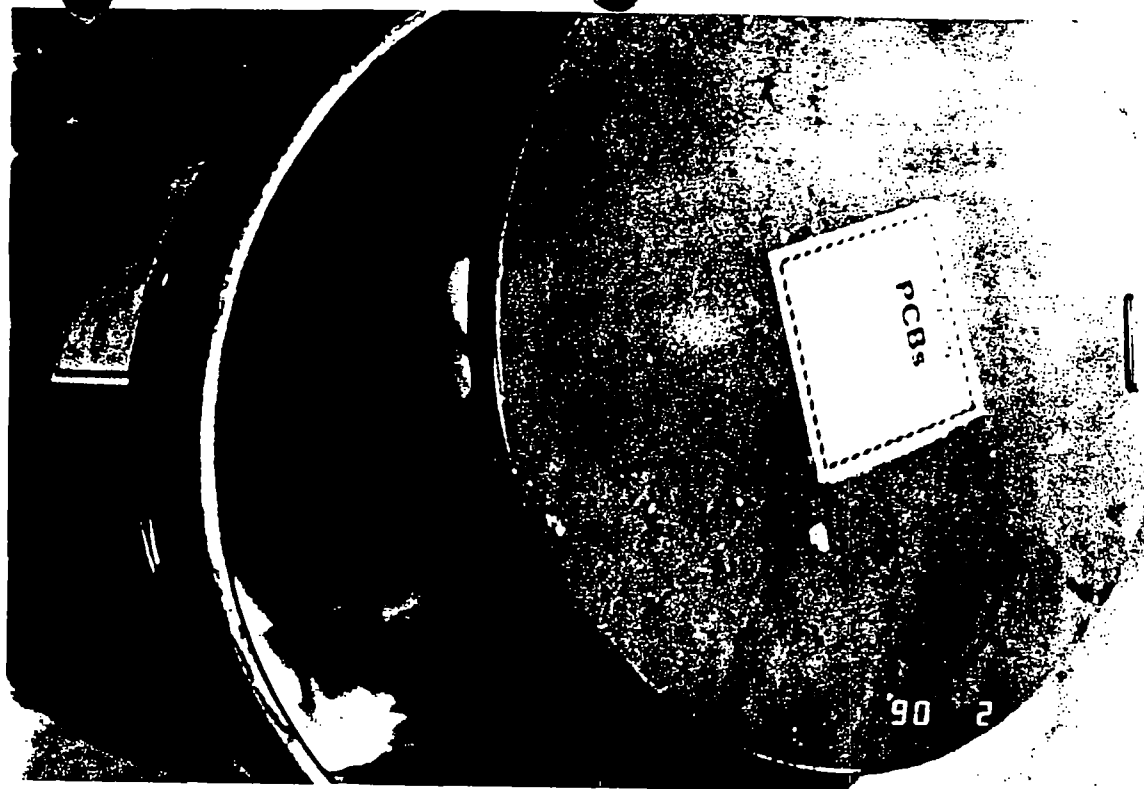


PHOTO NO.: 10

DATE: 2/01/90

TIME: 1100-1200 hrs

TAKEN BY:

Peter A. Maule

WITNESS:

Robinson

FILM: Kodacolor 400

CAMERA: Canon T-70

LOCATION:

Eastern Electric

DESCRIPTION:

ML label of safety clothing disposal drum.

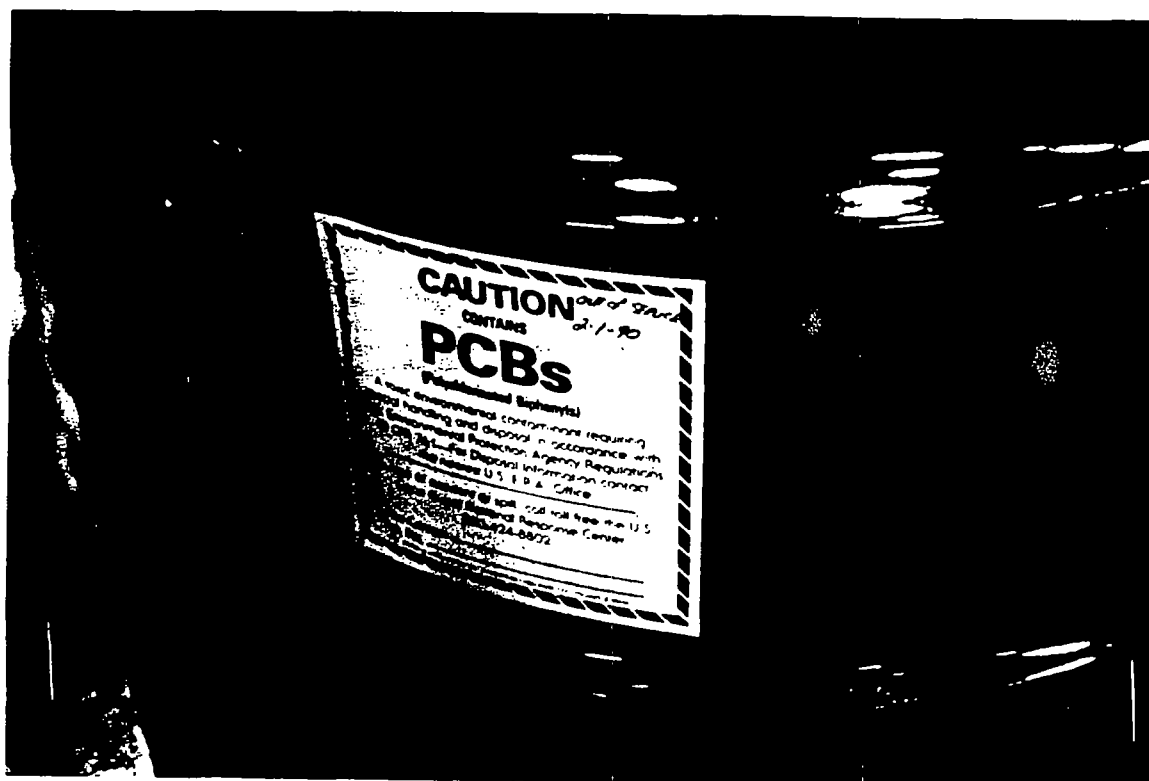


PHOTO NO.: 11

DATE: 2/01/90

TIME: 1100-1200 hrs

TAKEN BY:

Peter A. Maule

WITNESS:

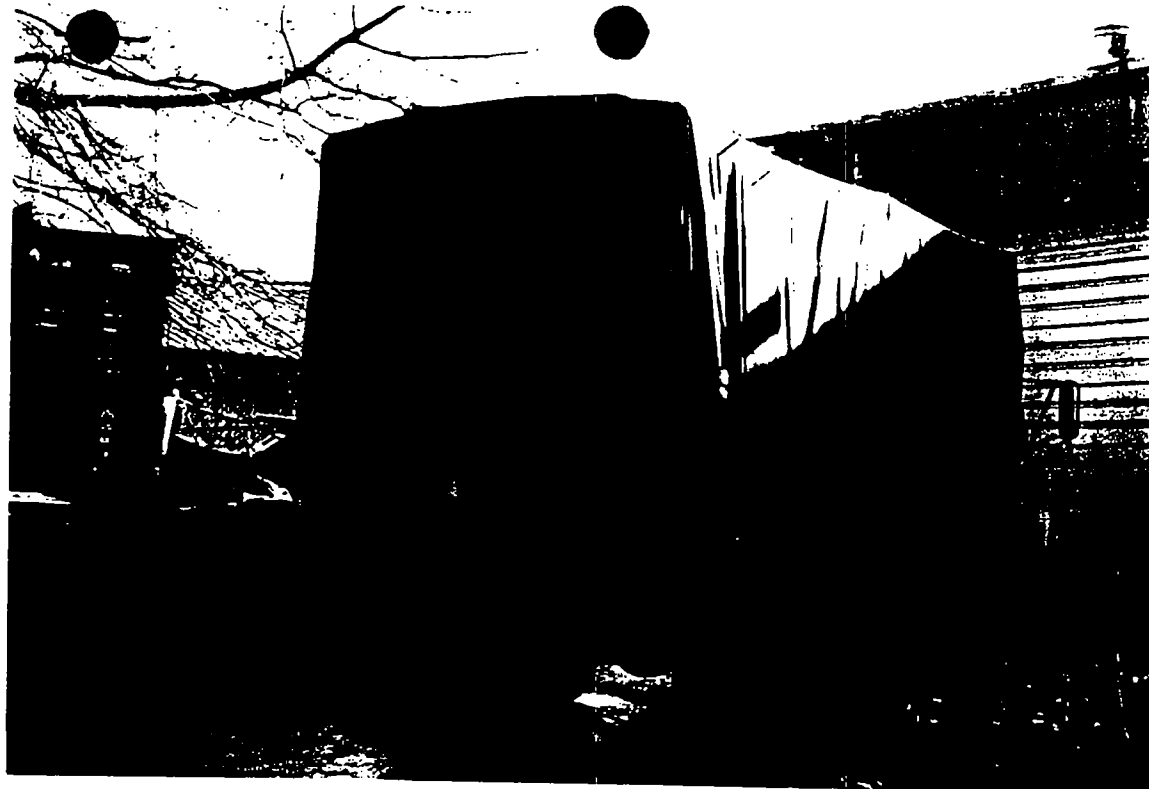
Robinson

FILM: Kodacolor 400

CAMERA: Canon T-70

LOCATION:

Eastern Electric



DESCRIPTION:

Service truck. Note ML labels. Entire bed is metal containment area.

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PHOTO NO.: 12

DATE: 2/01/90

TIME: 1100-1200 hrs

TAKEN BY:

Peter A. Maule

WITNESS:

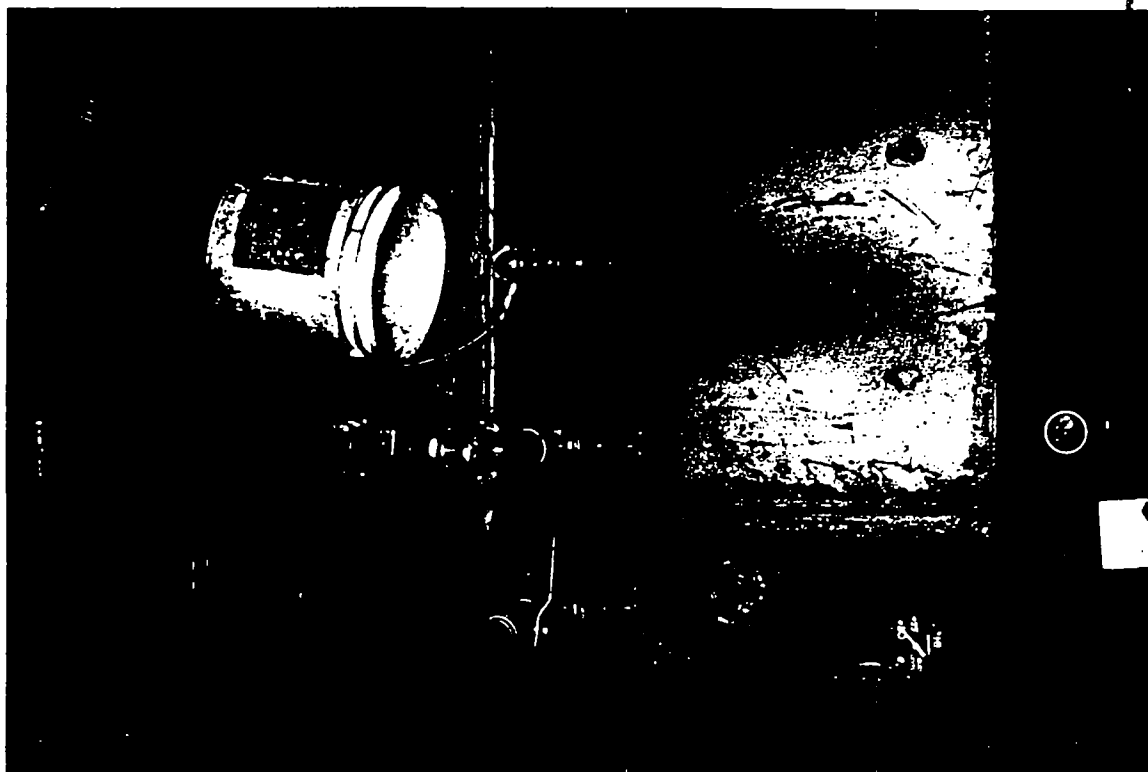
Robinson

FILM: Kodacolor 400

CAMERA: Canon T-70

LOCATION:

Eastern Electric



DESCRIPTION:

Dedicated storage tanks in truck, one for >1 ppm PCBs, the other for Non-PCBs.

PHOTO NO.: 13

DATE: 2/01/90

TIME: 1100-1200 hrs

TAKEN BY:

Peter A. Maule

WITNESS:

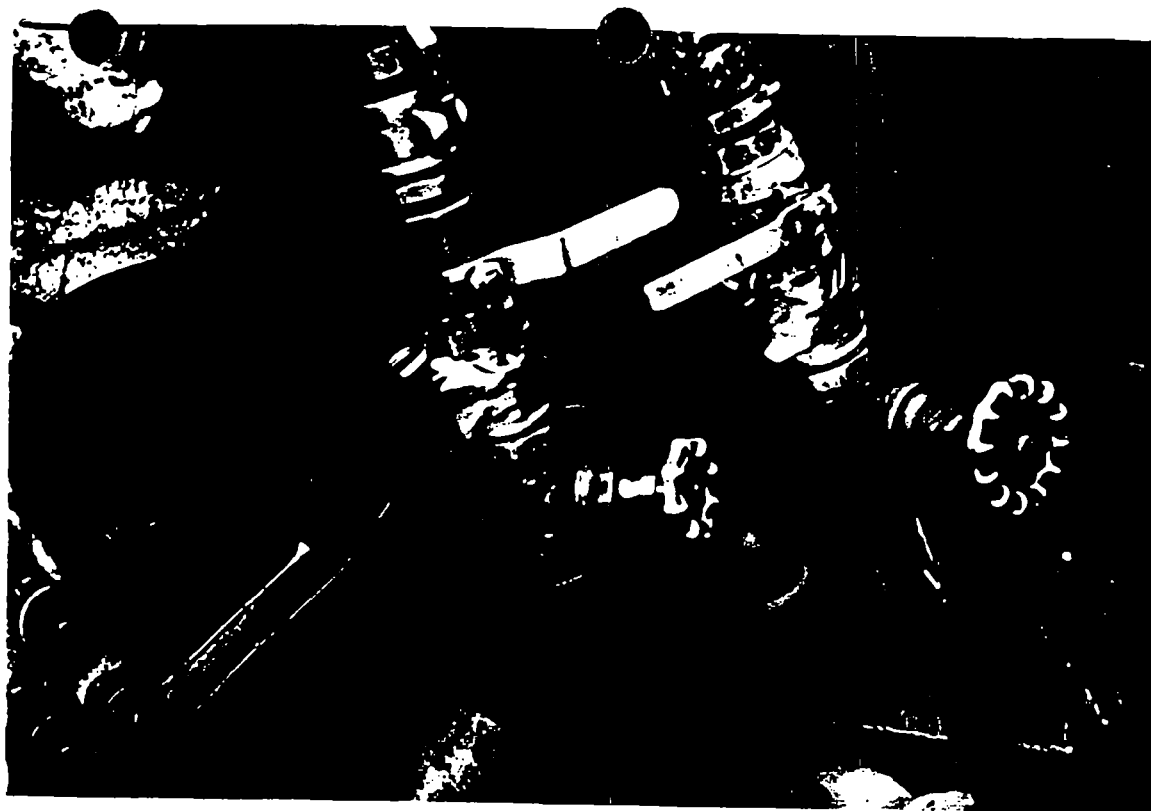
Robinson

FILM: Kodacolor 400

CAMERA: Canon T-70

LOCATION:

Eastern Electric



DESCRIPTION:

In truck, dedicated pumps and piping to truck storage tanks. Note drip pan.

PHOTO NO.: 14

DATE: 2/01/90

TIME: 1100-1200 hrs

TAKEN BY:

Peter A. Maule

WITNESS:

Robinson

FILM: Kodacolor 400

CAMERA: Canon T-70

LOCATION:

Eastern Electric

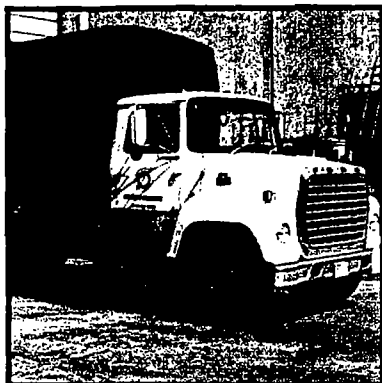
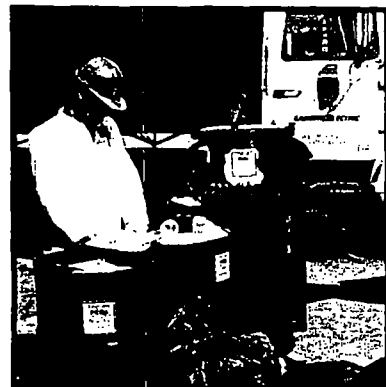
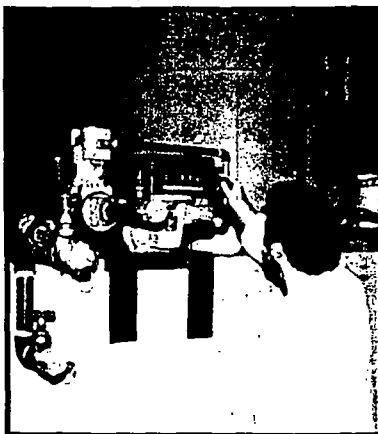


DESCRIPTION:

Work area and organized loose-leaf binder files in office of PCB specialist.



**EASTERN** ELECTRIC  
APPARATUS  
REPAIR  
COMPANY, INC.



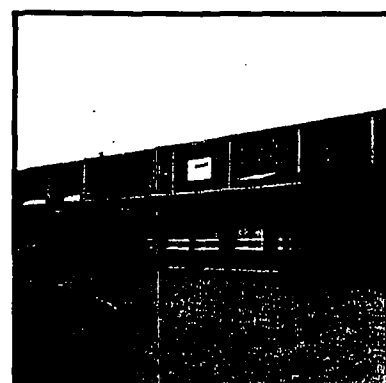
**CAUTION**  
CONTAINS  
**PCBs**  
(Polychlorinated Biphenyls)

A toxic environmental contaminant requiring special handling and disposal in accordance with U.S. Environmental Protection Agency Regulations 40 CFR 761—For Disposal Information contact the nearest U.S. E.P.A. Office.

In case of accident or spill, call toll free the U.S. Coast Guard National Response Center: 800-424-8802

Also Contact \_\_\_\_\_  
Tel. No. \_\_\_\_\_

PC-6 LABELMASTER CHICAGO, IL 60646



**EASTERN ELECTRIC — THE SOLUTION TO YOUR PCB CONCERNS**



Owners and operators of transformers with PCB contaminated fluid at or in excess of 500 ppm are subject to stringent EPA requirements including periodic transformer inspections, extensive record-keeping, the prevention of leaks/spills and restrictions on unit serviceability - which includes mandatory disposal of the unit in the event repair can only be performed through removal of the core and coil.

Although there are no servicing restrictions on transformers containing between 50-500 ppm PCB, the use of this equipment may result in increased maintenance costs and higher insurance premiums.

All transformers containing 50 ppm or more PCB can result in a wide range of potentially serious problems for the owner and/or operator. These problems include costly clean-ups resulting from leaks and spills, the emission of toxic contaminants in the event of a fire related incident, temporary or permanent building closure, EPA penalties, employee/public exposure, litigation costs, and bad publicity.



**Eastern Electric offers the following services as a solution to these potential problems:**

#### **Field Services**

Eastern Electric is able to decontaminate any size transformer, large or small. Using only trained and experienced field services personnel, Eastern Electric will come on-site, drain the transformer of all contaminated fluid, flush the core and coils with new oil, then drain the flushing fluid. The transformer is then filled with new non-PCB dielectric fluid and placed back into service. The flushing and contaminated fluid is properly disposed of. EPA regulations permit reclassification only after the unit has been placed back into in service use for 90 days. Eastern Electric will guarantee reclassification to non-PCB status.

We also have the personnel and equipment necessary to transport your transformers and fluids to our facility for decontamination. At our Seattle Facility we have a 2,000 square foot concrete containment area specifically constructed to accommodate servicing of PCB contaminated transformers. In addition, we have in-house storage for up to 24,000 gallons of contaminated fluid.

Eastern Electric's capabilities for transportation of PCB contaminated units and fluid include a specially prepared truck with an 8 foot x 18 foot bed and a hauling capacity of 16,000 pounds. Larger units up to 110,000 pounds are transported by a properly licensed carrier under contract to Eastern Electric. Also, we have the capability of carrying 4,000 gallons of new oil to the site and returning the same amount of contaminated fluid in a separate truck compartment.



In addition to field decontamination capabilities, Eastern Electric has field service personnel who are available for performing sampling, routine testing, troubleshooting and repair services on-site.

#### **Repair**

Eastern Electric's technicians have years of experience in transformer servicing. Servicing includes rewinds and repair on all types of transformers. However, EPA regulations allow only minor repairs on transformers containing 500 ppm or more PCB. Repairs involving the removal of the core and coil on these units are prohibited. Major repairs including rewinding are permitted on units with concentrations of less than 500 ppm.

### PCB-Turnkey Service

When it is not economically feasible to repair your transformer because of a major failure, or it is extremely costly to PCB decontaminate the unit, Eastern Electric offers a PCB turnkey service.

This service includes complete on-site removal, handling, and disposal of failed and/or contaminated units as well as any space and site modifications and installation of the new transformer. Replacement transformers include dry type or oil filled units. All work performed by Eastern Electric is in accordance with EPA/state/local regulations and National Electric Codes.



In addition, in Phoenix, Arizona we have a specialty transformer facility where we have over 25 years in experience in designing, manufacturing and modifying many types and sizes of transformers.

Most of the transformers manufactured at the Phoenix facility are unusual in both their design and application, or they may be units that have been discontinued or require features that other plants do not wish to manufacture.

This special capability and experience at Phoenix enables us to design and build special transformers for solving unique application problems.

In addition to transformer replacement, Eastern Electric also offers turnkey PCB capacitor replacement. For more information on this service, please contact the Seattle Service Center.

### Disposal

When it has been determined that it is not feasible to repair or service a PCB contaminated transformer, Eastern Electric can handle the disposal of the unit. We will prepare the unit for disposal, provide temporary storage, prepare manifests, arrange transportation to the disposal facility and provide you with copies of the manifest and certificate of destruction.

We have contracts with all the major EPA approved and permitted incinerators and secure chemical landfills throughout the country for economic and safe disposal of your material.

We take pride in our capabilities and invite you to arrange a site visit of our Seattle and Phoenix operations.



**LARRY N. ROBINSON**  
PCB SPECIALIST

10831 E. MARGINAL WAY SOUTH  
SEATTLE, WASHINGTON 98168

BUS: 206 767-9506  
RES: 206 789-3099

Eastern Electric — Total Service Capabilities.



**EASTERN** ELECTRIC  
APPARATUS  
REPAIR  
COMPANY, INC.

---

Eastern Electric is comprised of 41 repair plants nationwide.

The following are western region repair facilities.

Please contact your local Eastern Electric repair plant.

**EASTERN ELECTRIC APPARATUS REPAIR COMPANY INCORPORATED**  
10831 East Marginal Way South • Seattle, Washington 98168 • (206) 767-9506

**EASTERN ELECTRIC APPARATUS REPAIR COMPANY INCORPORATED**  
9442 North Ramsey Boulevard • Portland, Oregon 97203 • (503) 286-1500

**EASTERN ELECTRIC APPARATUS REPAIR COMPANY INCORPORATED**  
North 3712 Flora Road • Spokane, Washington 99216 • (509) 922-2112

**EASTERN ELECTRIC APPARATUS REPAIR COMPANY INCORPORATED**  
1680 South Redwood Road • Salt Lake City, Utah 84104 • (801) 973-4100

**EASTERN ELECTRIC APPARATUS REPAIR COMPANY INCORPORATED**  
2651 Garrett Way • Pocatello, Idaho 83201 • (208) 234-0110

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*Peter Mann*  
*Keston* ←



SEP 13 1990

RECEIVED

SEP 13 1990

HEARINGS CLERK  
EPA REGION X

Reply To  
Attn. Of: SO-125

Robert Mowrey  
Alston & Bird  
One Atlantic Center  
Atlanta, Georgia 30309-3424

Re: In the Matter of: Eastern Electric Apparatus Repair Co.  
Inc.,  
Toxic Substances Control Act  
Docket No. 1090-04-05-2615

Dear Mr. Mowrey:

Enclosed is a conformed copy of the Consent Agreement and Final Order (CAFO) which the Acting Regional Administrator signed on September 8, 1990. The original CAFO is filed with the Regional Hearing Clerk.

Pursuant to the CAFO, payment of the civil penalty of \$5,100.00 is due no later than October 8, 1990. Please ensure the payment is made in the manner specified in Paragraph 11.

The Environmental Protection Agency thanks you for your cooperation in reaching a satisfactory resolution in this matter.

Sincerely,

Bonnie L. Thie  
Assistant Regional Counsel

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SEP 14 1990

REGIONAL TOXIC  
SUBSTANCES BRANCH  
EPA REGION 10

Enclosure

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SEP 19 1990

HEARINGS CLERK  
EPA—REGION X

BEFORE THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

In the Matter of:

EASTERN ELECTRIC APPARATUS  
REPAIR CO., INC.,

Respondent.

Docket No. 1090-04-05-2615

CONSENT AGREEMENT AND  
FINAL ORDER

PRELIMINARY STATEMENT

1. This administrative proceeding for the assessment of a civil penalty was instituted pursuant to Section 16(a) of the Toxic Substances Control Act ("TSCA"), 15 U.S.C. § 2615(a). The proceeding was commenced by a Complaint issued on June 25, 1990. As a result of information exchanged during settlement discussions, the Parties agree to resolve this matter by the execution of this Consent Agreement and Final Order.

CONSENT AGREEMENT AND - Page 1  
FINAL ORDER.

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4. Respondent agrees that this Consent Agreement and Final Order is a "final order," as that term is used in EPA's Polychlorinated Biphenyls (PCB) Penalty Policy (Notice of Availability published at 55 Fed. Reg. 13955, April 13, 1990), for purposes of determining whether there is a "history of 'prior

1 such violations'" when calculating and assessing penalties for  
2 future violations of TSCA, if any, as provided in Section 16 of  
3 TSCA, 5 U.S.C. § 2615, and the PCB Penalty Policy.

4 5. Respondent agrees that it will not claim or attempt  
5 to claim a federal income tax deduction covering all or any part  
6 of its payment of the civil penalty.

7 FINDINGS OF FACT

8 6. On February 1, 1990, an EPA inspection was  
9 performed at Eastern Electric Apparatus Repair Co., Inc.,  
10 Seattle, Washington. Respondent was found to have violated the  
11 PCB regulations pertaining to recordkeeping.

12 7. EPA incorporates by reference the factual  
13 allegations contained in paragraphs 1, 2, and 4, of the Complaint  
14 currently on file in this matter and adopts them herein as  
15 Findings of Fact, except that subparagraphs one and two of  
16 paragraph four shall not be so adopted.

17 8. Based upon a review of the information obtained  
18 from the inspection and from the settlement discussions, EPA has  
19 determined that:

20 a. Violations one through three in the Complaint  
21 are reduced from major to minor extent based on information  
22 obtained after the Complaint was filed;

23 b. Respondent has taken prompt corrective action;  
24 and

25 d. Consistent with the PCB Penalty Policy now in  
26 effect, the proposed penalty should be adjusted downward due to

1 Respondent's good faith efforts to bring its facility into  
2 compliance promptly.

3 CONCLUSIONS OF LAW

4 9. Based on the foregoing and pursuant to the  
5 authority of TSCA Sections 15 and 16(a)(2), 15 U.S.C. §§ 2614 and  
6 2615(a)(2), Respondent has incurred civil liability to EPA.

7 ORDER

8 IT IS HEREBY ORDERED AND ADJUDGED as follows:

9 10. Respondent is assessed a penalty in the amount of  
10 FIVE THOUSAND ONE HUNDRED DOLLARS (\$5,100). The penalty paid  
11 pursuant to this Consent Agreement and Final Order shall resolve  
12 in full all violations alleged in the complaint.

13 11. Respondent shall pay the assessed penalty no later  
14 than thirty (30) days from the date of this Consent Agreement and  
15 Final Order by mailing a certified check or money order, payable  
16 to the United States Treasurer, to the following:

17 U.S. Environmental Protection Agency, Region 10  
18 (Region 10 Hearing Clerk)  
19 P.O. Box 360903M  
20 Pittsburgh, Pennsylvania 15251

21 with a copy of the check and a transmittal letter indicating the  
22 name and docket number of this case, to:

23 Regional Hearing Clerk  
24 Office of Regional Counsel  
25 U.S. Environmental Protection Agency, Region 10  
26 1200 Sixth Avenue, SO-125  
27 Seattle, Washington 98101

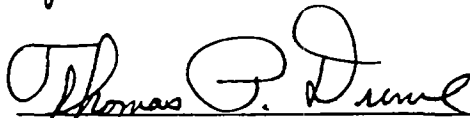
28 12. If Respondent fails to pay the penalty amount in  
full and on time, any unpaid amount may be liquidated and made  
certain by motion and notice filed with the court to which this



1 Consent Agreement and Final Order is submitted for judgment and  
2 collection. Such motion and notice may be served on the  
3 Respondent or its current legal representative herein and shall  
4 be effective if so served. Pursuant to TSCA Section 16(a)(4)(A),  
5 15 U.S.C. § 2615(a)(4)(A), the validity, amount, and  
6 appropriateness of the penalty is not subject to review in any  
7 judicial collection proceedings.


8 13. On any amount of the penalty paid later than 30  
9 days after the date of this Order, interest shall accrue at the  
10 rate established by the Secretary of the Treasury pursuant to  
11 31 U.S.C. § 3717.

12 DATED this 8 day of September 1990.

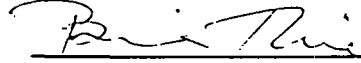
13  
14   
15 THOMAS P. DUNNE  
Acting Regional Administrator

16 Stipulated, Agreed, and  
17 Approved for Entry,  
Waiving Notice:

18 EASTERN ELECTRIC REPAIR CO., INC.  
19 SEATTLE, WASHINGTON

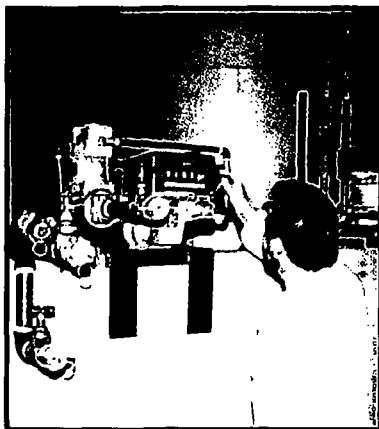
20 Dated: Aug 28, 1990 By:   
21 ROBERT D. MOWREY  
Attorney for Respondent

22 U.S. ENVIRONMENTAL PROTECTION  
23 AGENCY

24 Dated: September 5, 1990 By:   
25 BONNIE L. THIE  
Assistant Regional Counsel



**EASTERN** ELECTRIC  
APPARATUS  
REPAIR  
COMPANY, INC.



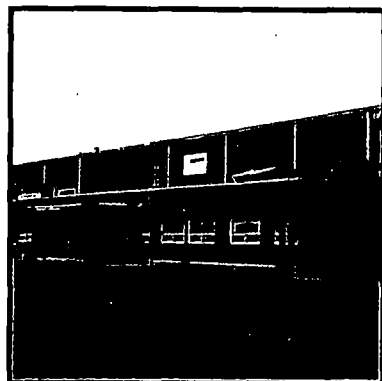
**CAUTION**  
CONTAINS  
**PCBs**  
(Polychlorinated Biphenyls)

A toxic environmental contaminant requiring special handling and disposal in accordance with U.S. Environmental Protection Agency Regulations 40 CFR 761—For Disposal Information contact the nearest U.S. E.P.A. Office.

In case of accident or spill, call toll free the U.S. Coast Guard National Response Center:  
800-424-8802

Also Contact \_\_\_\_\_  
Tel. No. \_\_\_\_\_

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